IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

-

WRIT PETITION NOs : 11056 of 2005 & 11060 of 2005

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Writ Petition No. 11056 of 2005:

Between:

S.V. Aruna, W/o. S.V. Harihar,
Dhone Major Gram Panchayat, R/o Dhone, Kurnool District

..... PETITIONER

AND

1 Government of Andhra Pradesh, rep. by Secretary,
Municipal Administration and Urban Development (Ele.II) Department,
Secretariat, Hyderabad
2 The Commissioner and Director of Municipal Administration,
Andhra Pradesh, Hyderabad
3 The District Collector, Kurnool District, Kurnool
4 The Revenue Divisional Officer, Kurnool
5 Dhone Gram Panchayat, Rep. by its Executive Officer, Dhone, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ declaring that the action of the 1st respondent contained in G.O.Ms. No. 370 and G.O.Ms. No. 371 dated 30-04-3005 in constituting Dhone Nagar Panchayat for Dhone Major Gram Panchayat area Kurnool District without following the procedure laid down in A.P. Panchayat Raj Act, 1994 is arbitrary and illegal and consequently set a side the said government orders and direct the respondents to continue the Dhone Major Gram Panchayat as it is.

Counsel for the Petitioner: MR.VEDYKA VENKATARAMANA

Counsel for the Respondents.: GP FOR MUNCIPAL ADMN. & URBAN DEVELOPMENT

2) WRIT PETITION NO : 11060 of 2005

Between:

T.E. Seshapani Goud, S/o T. Gundalaiah Goud,
Territorial Constituency Member Ward No. VII, R/o Dhone,
Kurnool District

..... PETITIONER

AND

1 Government of Andhra Pradesh rep by Secretary,
Municipal Administration and Urban Development (Ele.II)
Department, Secretariat, Hyderabad
2 The Commissioner and Director of Municipal Administration,}
Andhra Pradesh, Hyderabad
3 The District Collector, Kurnool, District Kurnool
4 The Revenue Divisional Officer, Kurnool
5 Mandal Parishad, Dhone, rep by Mandal Parishad Development Officer, Dhone, Kurnool District

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ declaring that the action of the 1st respondent contained in G.O.Ms. No. 370 and G.O.Ms. No. 371 dated 30-04-3005 in constituting Dhone Nagar Panchayat for Dhone Major Gram Panchayat area Kurnool District without following the procedure laid down in A.P. Panchayat Raj Act, 1994 is arbitrary and illegal and consequently set a side the said government orders and direct the respondents to continue the Dhone Major Gram Panchayat as it is.

Counsel for the Petitioner: MR.VEDULA VENKATARAMANA

Counsel for the Respondents: GP FOR MUNCIPAL ADMN. & URBAN DEVELOPMENT

The Court made the following :

COMMON ORDER:

It is brought to the notice of this Court that before filing of these Writ Petitions, the Dhone grampanchayat was already denotified vide

G.O. Ms. No.147, Panchayat Raj & Rural Development (PTS.IV) Department, dated 30.04.2005. In view of the same, the relief sought for in these Writ Petitions has become infructuous.

Therefore, the Writ Petitions fail and are accordingly, dismissed as infructuous.

08.06.2005

DRK

Copy to:

1 The Secretary, Government of Andhra Pradesh, Municipal Administration and Urban Development (Ele.II) Department, Secretariat, Hyderabad
2 The Commissioner and Director of Municipal Administration, Andhra Pradesh, Hyderabad
3 The District Collector, Kurnool District, Kurnool
4 The Revenue Divisional Officer, Kurnool
5 The Executive Officer, Dhone Gram Panchayat, Dhone, Kurnool District.

6 The Mandal Parishad Development Officer, Mandal Parishad, Dhone, Kurnool District

7 Two CCs to the G.P. for Municipal Administration and Rural Development, High Court of A.P., High Court buildings, Hyderabad (o.u.t.).

8 Two CD copies.